IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Original Jurisdiction

Dated: Nainital the 10th day of Sept., 2002

Criminal Misc. Bail Application Number 931 of 2002

Order on the Bail Application

CRIMINAL SIDE

Balwant Singh son of Sri Jamail Singh, resident of village Fatehpur, P.S. Bazpur, District Udham Singh Nagar

.....Applicant(s)

Versus

State of Uttaranchal. .....Opposite Party

Arising out of- Case crime no. 258 of 2002,
Under sections 307/34 of I.P.C.,
P.S. Bazpur,
District Udham Singh Nagar

By the Court

Hon'ble Irshad Hussain, J.

Heard the learned counsel for the applicant-accused and the learned A.G.A.

Perused the F.I.R. According to the prosecution, the applicant-accused had wielded a gun in assaulting the victim Ranjeet in a day light occurrence. The injured has sustained firearm injuries on the vital part of the body.

Learned counsel for the applicant argued that there is also cross version of the occurrence. But the injuries of applicant-accused Balwant Singh as is obvious from the copy of the medical report, are superficial. Considering this, in my opinion it is not a fit case for bail.

Bail application is rejected accordingly.

(**Irshad Hussain, J.)**

10.09.02/02